

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS

Thorp Sales Corporation,
 a Wisconsin Corporation and
 Thorp Small Business
 Investment Corporation,
 a Wisconsin Corporation

vs

H.M. Lundquist

For plaintiff:

Ronald Main *LU 3-2131*
 Houston, Klein and Davidson
 900 Home Federal Bldg., *4th north*
 Tulsa, Oklahoma 74103

For defendant:

E.M. Knight
 P. O. Box 112
 Spavinaw, Oklahoma 74366
 Ungerman, Grabel, Ungerman & Leiter
 625 Wright Building
 Tulsa, Oklahoma 74103

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed *11-3-67*

Clerk

10-6-67 Main
 10-12-67 CD 16

15 00

15 00

J.S. 6 mailed *2-1-70*

Marshal

Basis of Action:

Suit on note.

Docket fee

Witness fees

Action arose at:

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-6-67	Petition filed. Summons issued. h	
10-26-67	Motion for appointment of service officer, filed. e	
10-26-67	Order appointing O. B. Damron to serve process, filed. e	
11-1-67	Summons, returned and filed: served H. M. Lundquist by serving O. B. Damron, Service Agent, at Tulsa, Oklahoma, on 11-1-67. (USM \$3.00) g	
11-7-67	Affidavit of service of copy of complaint and copy summons on H. M. Lundquist on 11-1-67, filed. b	
11-16-67	Answer and Cross-Petition filed. h	
11-28-67	Plaintiffs' motion for a more definite statement, filed. g	
11-28-67	Brief in support of motion for a more definite statement, filed. g	
11-30-67	Order filed, that plaintiff's motion for more definite statement is overruled at this time and proper adjustment made with reference thereto at the pretrial conference. (Luther Bohanon - Judge) b	
11-30-67	Copies of the above order mailed to counsel. b	
12-12-67	Notice to take deposition by plaintiffs, filed. ds	
12-12-67	Order appointing O. B. Damron to serve subpoena Duces Tecum, filed. ds	
12-12-67	Answer to defendant's counter-claim filed. h	
12-15-67	Return on service of subpoena filed. Executed by serving H.M. Lundquist at Tulsa, Oklahoma on 12-11-67. h	
1-15-68	Ordered by the Court that this case is set for pre-trial on Wednesday, February 14, 1968 at 11:00 A. M. (Luther Bohanon - Judge) b	
1-31-68	Deposition of H. M. Lundquist taken before Millie Ballard, NP, filed. (fee \$64.00 paid by pltf.)	
2-13-68	Ordered by the Court that, upon application of the defendant, this case is stricken from the pre-trial assignment of February 14, 1968. (Luther Bohanon - Judge) b	
3-11-68	Order by the Court that this case is set for pre-trial on Monday, April 8, 1968 at 1:30 P. M. (Luther Bohanon - Judge) b	
4-8-68	Ordered that the defendant is in default for having failed to appear, that the plaintiff recover judgment all as per journal entry, that the plaintiff is denied punitive damages; that the fraud question is to be tried to the Court. (Luther Bohanon - Judge) (FS-CSR) b	
4-10-68	Ordered by the Court that the judgment of April 8, 1968 be vacated and set aside and the plaintiff is granted permission to file motion for summary judgment. (Luther Bohanon - Judge) b	
4-18-68	Order vacating and setting aside the judgment entered on behalf of plaintiff on 4-9-68, and setting case for trial on the May non-jury docket, filed. (Luther Bohanon, Judge) g	
4-19-68	Motion for summary judgment of Thorp Small Business Investment Corporation, filed. w	
4-19-68	Motion for summary judgment of Thorp Sales Corporation, filed. w	
4-19-68	Brief in support of motion for summary judgment, filed. w	
5-16-68	Ordered by the Court that hearing on plaintiffs' motion for summary judgment is stricken from the assignment of this date, pending settlement. (Luther Bohanon - Judge) (FS-CSR) b	
8-26-68	Hearing held on motions for summary judgment of Thorp Small Business Inv. Corp. and Thorp Sales Corporation. Deft. requests jury trial & it is denied at this time. Parties permitted to file stipulation which will dispose of motions for summary judgment. (LB-J) w	
12-6-68	Case set for non-jury trial on Friday 12-20-68 at 9:30 a.m. (LB-J) m	
12-17-68	Case stricken from non-jury trial on 12-20-68. (LB-J) g	
12-30-68	Case set for non-jury trial Wednesday 1-15-69 at 9:30 a.m. (LB-J) m	
1-10-69	Case stricken from non-jury assignment of 1-15-69. (LB-J) m	
10-20-69	Case set for non-jury trial or disposition Monday 11-17-69 at 9:30 a.m. (LB-J) m	

(Continued)

Sheet No. 2

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
10-27-69	Stipulation as to facts, filed. (LB-J) ds, with note setting case on 11-17-69 at 9:30 a.m. for pre-trial hearing only. (LB-J)m	
11-17-69	Case called for pre-trial hearing. Plaintiffs' motions for S/J disposed of by stipulation filed 10-27-69 and are now moot. Only issue remaining is that of fraud. Court passes case for 30 days or next motion docket for N/J trial. Amended answer filed in open court with permission of Court. (LB-J)m	
11-17-69	Amended answer, filed in open Court, with permission of Court.(LB-J)m	
12-11-69	It is ordered by the court that this case is set for non-jury trial on Wednesday, January 7, 1970, at 1:30 P.M. (LB-J) ds	
1-7-70	Stipulation of parties for dismissal, filed. ds	
1-7-70	Order of dismissal, filed and entered. Case dismissed with prejudice at the cost of defendant. (LB-J) ds	

DATE	PROCEEDINGS	Date Order or Judgment Noted